1928

time

Department of Rev

OFFICE of the Board of Rev

STATION Madras.

M.S. No. 2701 C 9097

Dated 14-8-28

To whom sent		Date	Initial
	Given for copying	14.8.28	
	Copied	15.8.28	
	Examined		
	Signed		
	Given for despatch		
	Despatched		
Papers in the file	Indexed	cf. 31 NF. 10	
	To be destroyed on *		

(SUBJECT.)

Alienation and Rev + Buildings (S Kan
Coondapur Tk Kumaneshwar Lge —
S. No. 125 — Travellers Bungalow — Bt
Board, S. Kanara — Sanctn
Commencement &c.

* Not to be filled in in the case of permanent records.

C.F. 32

In reply, please quote number, date and short title.

REVENUE DEPARTMENT

Received 19 SEP 1927 *Registered*

9097

From (Name) E. M. Gawne, Esquire I.C.S.

(Designation) Collector of South

Post Box....., (Station) Mangalore.

Telegraphic Address .....

To The Secretary to the Board,

Land Revenue & Settlement,

M a d r a s.

R.C.C. No. 4652-27-A6 *dated* 14th Septr. 1927.

Sir,

Enclosures.....

.....

.....

Spare Copies.....

pb cf

Alienation - Land and Revenue - Coondapoor Taluk - Kirimanjeshwar village - S.No.125 (4.18 acres) - Traveller Bungalow - District Board - South Kanara.

******

A sketch of the plot S.No.125 of Kirimanjeshwar is enclosed. It measures 4.18 acres and is registered as poramboke bungalow. It has not yet been alienated in fav of the District Board although it has been in the possessi of the District Board for over 30 years.

2. It is now proposed to alienate the plot in favou of the District Board for a Travellers' bungalow which already exists there. The District Board is willing to abide by the conditions in para 10 of B.S.O. No.24 and the additional condition noted below.

"In the event of the voluntary relinquishment of the plot by the alienee no compensation shall be payable for improvements that may have been effected or other works executed on the land by the grantee at his own cost".

A copy of its Resolution No.73 dated 23rd July 1927 is enclosed.

3. At the suggestion of the Deputy Director of Agriculture the District Board cut down the treegrowth in the plot with a view to plant cocoanuts in the compound of the bungalow and credited the sale proceeds of the trees amounting to Rs.91-7-0 to District Board funds on the presumptio

that the plot in question had been alienated to it. The District Board has since refunded the amount which has now been credited to Government. No tree value is therefore to be recovered from the District Board.

4. When asked whether such a large extent is necessary for bungalow purposes the President, District Board says that the whole extent of 4.18 acres is necessary. The Sub Collector, Coondapoor is also of the same opinion. He remarks "The bungalow now is one of the best bungalows in the division and gets fine sea-breeze. It will certainly lose some of its amenities if a portion of the compound were to be taken away, since the building will be in a corner instead of in the middle, as at present and any building erected on the excluded portion may shut out the view and the breeze".

I agree with him. Kirimanjeshwar is a small place and the keeping of 4 acres for a Travellers' bungalow does not harm any one. I therefore recommend that the plot S.No.125 measuring 4.18 acres of Kirimanjeshwar village may be alienated in favour of the District Board of this District for bungalow purposes free of charge for the occupancy right and free of assessment but subject to the usual conditions of alienation and the additional condition referred to in para 2 above. Necessary alienation statements are enclosed.

pp 3 to 4 cl.

Your obedient servant,

Collector.

I.D'S.15/9.

15.9.27

Application for the alienation of land revenue payabl to Government.

District - South Kanara.

(1) Description & area.	S.No.125 measuring 4.18 acres of Kirimanjeshwar village, Coondapoor Taluk.
(2). (a) Annual assessment or ground rent.	Rs.4-3-0 at Rupee one per acre fixe for the adjoining land.
(b) Capitalised value (25 times assessment or ground-rent	Rs.104-11-0. ✓
(3) Alienees and purpose of alienation.	District Board, South Kanara for a Travellers' bungalow.
(4) Collector's remarks.	Recommended.

South Kanara Collector's Office,
Mangalore, 14th September 1927.

Collector.

M.D'S.15/9.

4-3-0 25
104-11-0

R.F. XVIII-B-4--11,140—27-6-22.

Appendix XXVIII. (*S.O. No.* 24, *paragraph* 9.)

Application for the alienation of land in which the proprietary rigl belongs to the State.

DISTRICT South Kanara.

Description and area.	S. No. 125 of Kiri- manjeshwar village in Coondapoor taluk, measuring 4.18 acres.
Value .. (a) Freehold	Rs. 418-0-0 at Rs.100/- per acre.
(b) Subject to ground-rent or assessment.	Rs. 313-5-0.
Alienees and purpose of alienation ..	District Board, South Kanara for a Traveller bungalow.
Collector's remarks	Recommended.

South Kanara Collector's Office,
Mangalore, 14th September 1927.

Collector.

Note.—The difference between the amounts of 2 (a) and 2 (b) should equal 25 times assessment or ground-rent calculated according to B.S.O. No. 21.

M.D'S.15/9.

Extract from the Proceedings of the District Boal of South Kanara, dated 23rd July 1927

******

73. Read letter from the Collector of South Kanara, R.O.C.4652/27-A6, dated 14th June 1927 requesting to be furnished with a copy of the Resolution agreeing to abide by the conditions in para 10 of B.S.O.24 and the additional condition noted therein in respect of the plots S.No.125 measuring 4.18 acres which is the site of the bungalow at Kirimanjeshwar, Coondapoor Taluk.

Resolution. The Board is willing to abide by the conditions in para 10 of B.S.O.24 and the additional conditions noted thereon.

True Extract.

(Sd) B. Mahabala Hegde,
President, Dt. Board.

M.D'S.15/9.

15.9.27

R. 17.2.28

Alienation – Land & Revenue

(South Kanara) – Coondapoor Kirimanjeshwar vge – Sy. no. Travellers' Bungalow – Dt. 1 South Kanara.

C. 9057-27-2

Refce:- No C. 9057-27-1 & 2

The Coll. is requested to submit a further report on the following points:-

a) why --- steps were taken to alienate the site together with the bungalow on it in favour of the Dt. Bd. earlier. The existence of the building should have attracted the notice of the local authorities.

b) whether any rent has been collected by the Dt. Bd. from the travellers & if so, whether the amount has been credited to Govt

c) whether the building is required for ---- department of Govt

d) what the book value

meaning is.

1 It is presumed that

Srinivasjeshwar is a village

not a town

To the Collr of South Kanara

28.9.07

27.9.07

23NOV1927

DEPARTMENT. C.F. 99-

REMINDER. L. R Branch. **REPLY.**

To THE Coll. of
S. Kanara

The undersigned ~~has the honour to invite~~ is directed to invite invites attention to the communication noted in the margin and to request that this reminder may be returned at once with information as to—

Boards Ref C 9097-27/1 No. ____, dated 28/9/27

(1) the stage at which the matter now is,

(2) the date by which a reply may be expected, and

(3) the circumstances which have caused the delay.

2. It is requested that the reply to this reminder may be sent not later than

Office Bd of Rev
Station Madras
Dated 7/11/27

Signature. I Ecclesiastical
Designation. for Secy
Clerk
18/11/27

SUBJECT.

Alienation. Land Rev. Coondapoor Taluk
Kiri Manjeshwar Vg. SNo 125 -
Travellers Bungalow - Dr Bo.

To THE Secretary Board of Rev & Rev. + Ecclt. matters.

28NOV1927

Sir

The reports called for from the Tahsildar of Coondapur & the President Bd Board have not yet been received. The reports called for by the Board will be submitted as soon as the reports are received

25/11/27
Collector

To AS (LR)

The reference
may be required
again on or about 1/2/27

Seen
29/5

2
3 " -11

_____ DEPARTMENT. C.F. 98

1/1 **REMINDER** _____ Branch. **REPLY.**

To The Collector of South Kanara

The undersigned ~~has the honour to invite~~ is directed to invite ~~invites~~ attention to the communication noted in the margin and to request that this reminder may be returned ~~at once~~ with information as to—

B.J.'s Ref. No. C. 9052/27 dated 19-9-27

(1) the stage at which the matter now is,

(2) the date by which a reply may be expected, and

(3) the circumstances which have caused the delay.

It is requested that the reply to this reminder may be sent not later than 7-1-28

Office of the B.D. L.R. & Sett
Station Madras
Dated 19/12/27

M Gopalandan
Signature.
for Secretary.
Designation.

KB

SUBJECT. 7/12

Alienation — Land & Revenue — Boundaries &c — Kirinanjeshwara &c — Tus 12 — Travellers' Bungalows — Dt. Boards &c.

To The Secretary to the Board of L.R. & Sett. Madras

6-JAN 1928

7 DEC 1927

Resubmitted

2. The reports called for from the Tahsildars of Boundaries & the President Dt. Board have not yet been received. The report called for will be submitted on receipt of replies from [illegible] Dt. Boards.

21-12-27
for Collector

To A/C (R).

The election may be
remitted as late as 5.2.28

Eeks
7/28

L
7.1.28.

Rev DEPARTMENT.

L R Branch.

C.F. 98

REMINDER. | 3 **REPLY.**

To THE Collector of Kanara

To THE Secretary to Govt L. R. Kanara

29 FEB 1928

The undersigned ~~has the honour to invite~~ is directed to invite invites attention to the communication noted in the margin and to request that this reminder may be returned at once with information as to—

No. 1C 9097-27-1 dated 28/9/27

(1) the stage at which the matter now is,

(2) the date by which a reply may be expected, and

(3) the circumstances which have caused the delay.

2. It is requested that the reply to this reminder may be sent not later than

COLLECTORS OFFICE No. 22 FEB 1928 SOUTH KANARA

Office Bd of Rev

Station Madras

Dated 20.2.28

A Gopalan
Signature.
Asst Secy
Designation.
C.K.
17/2/28

SUBJECT.

Recreation Land and Reserve Forest T.K. Kirimanjeshwara No 125. Travellers Bungalow D. Bd S. Kanara

Submitted.

I am waiting a reply from the District Board President and I remind him constantly. /

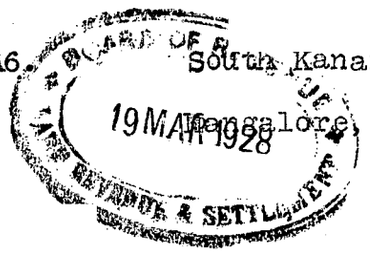
24/2/28

Joint J(ER)

The Collector may be
reminded again on 26.3.98.

ERS
24/3/98

Ref.No.4652-27-A6. South Kanara Collector's Office,



Mangalore, 15th March 1928.

From

L. M. Gawne, Esquire, I.C.S.,

Collector of South Kanara.

To

The Secretary to the Board,

Land Revenue & Settlement,

M a d r a s.

Sir,

Alienation - Land and Revenue - (South Kanara) Coondapoor Taluk - Kirimanjeshwar village - S.No.125 Travellers' Bungalow - District Board - South Kanara.

Board's Reference C.No.9097-27-1, dated 28th September 1927.

******

Point (a). The President, District Board states that no records are available in his office to show why no steps were taken to alienate the site with the bungalow in favour of the District Board. The Tahsildar, Coondapoor states that no steps were taken by the Revenue Department to alienate the site with the bungalow in favour of the District Board as the site was registered as bungalow poramboke at the last Settlement.

Point (b). Rent has been collected from the travellers and the same has been credited to the District Board.

Point (c). The building is not required for any department of Government. The buildings were not erected by the Government.

Point (d). The book value of the building with outhouses is estimated at Rs.7500/-.

2. Kirimanjeshwar is a village and not a town.

3. I regret the delay in making this reply; there

is no means of putting pressure on the District Board to answ references.

Your obedient servant,

Collector.

7/13

R. F. XXII-A-19.—22,004-1-2-28. (5)

Subject.—

FOR MEMBER. Alienation — Land + Revenue — (Kanara South).
Coondapoor Tk — Kirinanjeshwar village — S. no. 125
Travellers' Bungalow — Dt. Bd, South Kanara.

READ AGAIN B. P. No. _____ dated _____ 192

" " " _____, " _____ 192

READ ALSO :—

Register No. B. 2656/28 From the Coll of S. Kanara, No. 2, dated _____ 192

" _____ " " _____, " _____ " _____ 192

" " 1150 mks 1854 " " _____, " _____, " _____ 192

~~RESOLUTION.~~ Refer No. C. 9097/27-2 dated 2 & 17-4-1928.

I Remdr 9/10.7.28

II Remdr 11-6-28

III R - 2-7-28

In his letter no. Roc 4652-2 AG of 14.3.28 the Collector has proposed the alienation of land revenue in favour of the Dt. Bd. He is requested to furnish statistics as to the income derived by the Dt. Bd in the shape of rent during the past five years & as to the amount expended by it in each year on account of the maintenance of the building.

2/. The Collector states that the buildings were not erected by Govt. He is requested to report who constructed them and how

the land became registered as "bungalow paramboke".

3/. It is not clear from the Coll's letter Roc 4652-27-A6 of 14-5-27 whether the Dt. Bd is willing to pay the value of the buildings or whether the buildings also should be alienated to it free of cost. If the Coll proposes the alienation of the buildings free of cost the consent of the Dt. Bd should be obtained for the following additional conditions:-

(a) the land & the buildings thereon shall be used for the purpose of the travellers' bungalow & for no other purpose.

(b) the Dt. Bd shall maintain the buildings in good condition and such repairs as the Coll may consider necessary from time to time shall be executed by the Dt. Bd within such time as the Coll may fix & to his satisfaction. In the event of default, the repairs will be carried out by the Coll & the cost thereof recovered from the Dt. Bd.

(c) No alterations other than those necessary to keep the buildings in good condition shall be made to the existing buildings nor shall any new buildings be erected on the site without the previous permission of the Collr. The grant shall be liable to forfeiture without compensation if buildings are erected on the land in contravention of this condition

(d) The Govt may resume the land wholly or in part with any buildings thereon, in the event of the infringement of any of the conditions of the grant, or if in the opinion of the Govt the land is required for a public purpose, or for conducting mining operations or if the buildings are not maintained properly.

(e) In the event of such resumption, if there are buildings on the land erected by the grantee in accordance with clause (c) above the Govt

may at their option, either

(i) purchase the buildings, or

(ii) allow the grantee to purchase the land at its value on the date of sale, or

(iii) direct the grantee to remove the buildings so erected But no compensation shall be paid by the Govt in re the buildings now sts on the land

(f) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that may have been effected, or the works that may have been executed on the land by the grantee at its cost

(g) In the event of the grantee refusing to remove the buildings when so directed under clause (e) (iii) above the Govt may remove them and realise the cost of removal by the sale of the material

KB
14/4
B
6.4.28

B
17.4.

above
B
17.4.

19 APR 1928

To the Collr of S. Kanara

Rev. Department. C.F. 98-

L. R. Branch.

1 **REMINDER.** **REPLY.**

To The Collr. of S. Kanara

The undersigned ~~has the honour to invite~~ is directed to invite ~~invites~~ attention to the communication noted in the margin and to request that ~~this reminder may be returned at once with information as to~~ your reply may be expected

(1) the stage at which the matter now is,

(2) the date by which a reply may be expected, and

(3) the circumstances which have caused the delay.

2. It is requested that the reply to this reminder may be sent not later than

Office of the Bd of Rev. L.R.S. — Signature. B. Sanjeevappa 8.5.28

Station Madras — Designation Supdt for S.O.

Dated 18.6.28

SUBJECT. 18.5

Lieut. Land & Rev. (Kanara Dist.) Coondapur Tk — Kirimanjeshwara Vge — Travellers Bungalow.

To The Secretary Board of Rev. L.R. & Sett Madras

Sir

The report called for will be submitted on receipt of reply from the President, District Board, S. Kanara to whom the matter has been referred. A special reminder has this day been issued to him

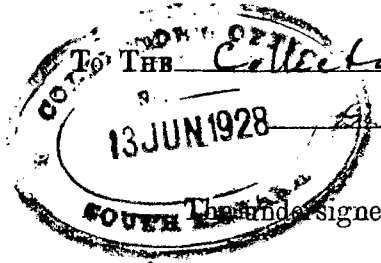
P.G. Nadkarni 14.5.28

Collector

23.5.28. 23.5.28

Rev DEPARTMENT. C.F. 6

REMINDER. L.R Branch. **REPLY.**



To THE Collector of Kanara.

The undersigned ~~has the honour to invite~~ is directed to invite ~~invites~~ attention to the communication noted in the margin and to request that this reminder may be returned at once with information as to—

Ref. No. C. 9097-27-2, dated 17-4-28

(1) the stage at which the matter now is,

(2) the date by which a reply may be expected, and

(3) the circumstances which have caused the delay.

2. It is requested that the reply to this reminder may be sent not later than

Office of the Bd. of Rev. B. Sanjeevappa 11.6.28
Signature.

Station Madras B.D. Supdt for Secretary
Designation.

Dated 11.6.28

SUBJECT. RS 11.6.28

encroachment of Rev. Coondapur Tk - Kirimanjeshwar Village Travellers Bungalow.

To THE Secretary to the Board of Rev L.R & Sett. Madras.

Sir,

The paper is pending with the President. District Board. I have requested him to send his reply ~~at once~~ by the 25th instant. The report will be submitted on receipt of reply from him.

Vy. Rev
Collector.

13.6.28.

13/6/28

25 K2655

R.O.C.A6- 4652-2'

South Kanara Collector's Office,

Mangalore, Dated 30th June, 1928.

BOARD OF REVENUE
3= JUL 1928
LAND REVENUE

From

C. G. Herbert, Esquire, I.C.S.,

Collector of South Kanara.

To

The Secretary to the Board,

Land Revenue & Settlement,

Madras.

Sir,

Alienation - Land and Revenue (Kanara South) - Coondapoor Taluk - Kirimanjeshwar village - S.No.125 - Travellors' Bungalow - District Board. South Kanara.

Board's Reference No.C.9097-27-2 dated 17-4-28.

A statement showing the income and expenditure in respect of the bungalow during the past five years is enclosed. The buildings were constructed by the Dt. Board and the land was registered as poramboke at the time of Settlement. The Dt. Board wants the buildings to be alienate to it free of cost and has accordingly agreed to abide by the additional conditions laid down in the above reference. Please see the copy of the resolution enclosed.

Your obedient servant,

H Lawrence

For Collector.

ENCLOSURE.

Statement showing the income and expenditure in respect of Kirimanjeshwar bungalow.

Year.	Name of bungalow.	Income.	Expenditure.	Remarks.
1923-24	Kirimanjeshwar bungalow.	Rs 12-10-0	Rs 105-0-0	
1924-25	- do -	115- 4-0	112-2-0	
1925-26	- do -	3- 3-0	114-4-0	
1926-27	- do -	6- 9-0	347-0-0	
1927-28	- do -	18- 8-0	155-6-0	
		156- 2-0	833-12-0	

Extract from the Proceedings of the District Board, South Kanara, dated 15-6-1928.

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71. Read letter from the Collector of South Kanara R.O.C.4652-27-A6 dated 26-4-28 requesting to be furnished with information whether the Dt. Board is willing to pay the value of the buildings on the land S.No.125 of Kirimanjeshwar village or whether the buildings also should be alienated to the Board free of cost and if so to furnish a resolution of the Board consenting to abide by the additional conditions mentioned thereon.

Resolution. The building to be alienated free of cost. The Board agrees to abide by the additional conditions mentioned.

x x x

True Extract)

Sd/- B. Mahabala Hegde,
President, Dt.Board.

Alienation - Land - Revenue - Buildings

S. Kanara) Coondapur Taluk Kumaneshwar village ~~or town~~ S.No. 125 (4.18 acres) - Travellers Bungalow, - Dt Board - S. Kanara Recommended ~~Sanctione~~

p.1 C.F. 9097 - ~~28~~ 21
p.7 C.F. ds Ref. of 28.9.27
p.15 C.F. 3.2696-28
p.17 C.F. Bds' Ref. of 17-4
p.25 C.F. C.2655.28

Reference. C.9097-27-3 & 26-7.
~~Resolution~~

At the instance of the Collector of Kanara the Board recommends ~~sanctions~~ the alienation of the plot of land comprised in S.No. 125 of Kumaneshwar village Coondapur Taluk measuring Ac. 4.18 in favour of the District Board, S. Kanara for ~~the~~ use as the site of a Travellers Bungalow. (with the Travellers Bungalow situated on it.)

2. The site in question has been registered in the accounts as bungalow poramboke. There are buildings on it, the book-value of which ~~estimated~~ at Rs 7500/- Both the site and the buildings are reported to have been in the possession of the District Board for over 30 years. The buildings are reported to have been constructed by the District Board. They are not required for any department of Govt. As the site was registered as bungalow poramboke at the last settlement, no steps appear to have been taken till now to alienate the site with the Bungalow in favour of the Dt. Board. From the statistics furnished by the Collr. showing the income and expenditure of the Travellers Bungalow for the past 5 years, it is seen that the Dt. Board has not derived any net income. The Dt Board is, therefore, entitled to exemption from revenue

* The value of the tree-growth amounting to Rs 91-7-0 has been ~~credited~~ to Govt

3. The alienation will be ~~free of charge~~ for the occupancy right and free of ~~assessment~~ groundrent ~~but subject to assessment~~ groundrent ~~which will be liable to revision at every resettlement and subject to the payment of Rs. being the value of the trees situated on the land and~~ but subject ~~also~~ to the following conditions to which the alienee has agreed

(i) the land and the buildings thereon shall be used for the purpose ~~specified above~~ x Travellers bungalow and for no other purpose;

(ii) The Dist Board shall maintain the buildings in good Condition and such repairs as the Collr may Consider necessary from time to time shall be executed by the District Board within such time as the Collr may fix and to his satisfaction. In the event of default, the repairs will be carried out by the Collr. and the Cost thereof will be recovered from the Dt. Board

(iii) No alterations other than those necessary to keep the buildings in good Condition shall be made to the existing buildings, nor shall any new building be erected on the site without the previous permission of the Collr. The grant shall be liable to forfeiture without Compensation, if buildings are erected on the land in Contravention of this Condition.

(iv) The Government may resume the land with any buildings thereon wholly or in part in the event of the infringement of the ~~above~~ conditions of the grant or if in the opinion of the Government the land is required for a public purpose or for conducting mining operations, or if the buildings are not maintained properly

(v) In the event of such resumption, if there are buildings on the land, erected by the grantee in accordance with clause (iii) above the Government may at their option either,

(a) purchase the buildings, or

~~(b) xxxx

(b) allow the grantee to purchase the land at its value on the date of sale, or

(c) direct the grantee to remove the buildings - so erected but no compensation shall be paid by the Govt in respect of the buildings now standing on the land

(vi) In the event of the resumption of the land followed by purchase of the buildings under clause ~~(vii)~~ (v) (a) or in the event of the acquisition of the land for any other reason, the compensation payable therefor shall in no case exceed the initial cost or the value at the time of resumption or acquisition, whichever shall be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant.

(vii) ~~(viii)~~ In the event of the grantee refusing to remove the buildings when so directed under clause (v) (c) the Government may remove them and realise the cost of removal by the sale of the materials

(viii) ~~(ix)~~ In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for improvements or other works executed on the land by the grantee at ~~his~~ its cost.

26.7.28

Issue
26.7.28

19.7.28
26.7.28

To the Secretary to Government, Revenue Dept., with alienation statements and a sketch.

~~Collector of~~

(p.6 CF in original) (pp. 3 & 4 CF to be copied)

BOARD OF REVENUE
10 AUG 1928
LAND REVENUE & SETTLEMENT
GOVERNMENT OF MADRAS

K3961

Received.....1928 Registered.....1928

10 AUG. 1928

Abstract

Alienation - Land, Revenue and Buildings (South Kanara) - Coondapu taluk - Kirimanjeshwar village - S.No.125 - Travellers' Bungalow District Board - South Kanara - Sanctioned.

Revenue Department

G.O.No. Mis. 1818 Dated 8th August 1928.

Read the following:-

From the Board of Revenue, Land Revenue and Settlement,
R.f.C.9097/27-3, dated 26th July 1928.

K 2706

O R D E R : -

The Government sanction the alienation of 4.18 acres of land comprised in S.No.125 of Kirimanjeshwar village, Coondapu taluk, South Kanara district, with the Travellers' Bungalow situated on it in favour of the District Board, South Kanara, for ~~xxxx~~ use as the site of a Travellers' Bungalow.

2. The alienation will be free of charge for the occupancy right and free of assessment but subject to the following conditions:

(1) The land and the buildings thereon shall be used for the purpose of a Travellers' Bungalow and for no other purpose.

(2) The District Board shall maintain the buildings in good condition and such repairs as the Collector may consider necessary from time to time shall be executed by the District Board within such time as the Collector may fix and to his satisfaction. In the event of default, the repairs may be carried out by the Collector and the cost thereof will be recovered from the District Board.

(3) No alterations other than those necessary to keep the buildings in good condition shall be made to the existing buildings nor shall any new building be erected on the site without the previous permission of the Collector. The grant shall be liable to forfeiture without compensation if buildings are erected on the land in contravention of this condition.

(4) The Government may resume the land wholly or in part with any buildings thereon in the event of the infringement of the conditions of the grant or if in the opinion of the Government

the land is required for a public purpose or for conducting minin operations or if the buildings are not maintained properly.

5) In the event of such resumption, if there are buildings on the land erected by the grantee in accordance with clause (3) above the Government may at their option, either -

(a) purchase the buildings or

(b) allow the grantee to purchase the land at its value on the date of sale, or

(c) direct the grantee to remove the buildings so erected. But no compensation shall be paid by the Government in respect of the buildings now standing on the land.

(6) In the event of the resumption of the land followed by purchase of the buildings under clause (5)(a), or in the event of the acquisition of land for any reason the compensation payable therefor shall in no case, exceed the initial cost, or the value at the time of the resumption or the acquisition, whichever shall be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant.

(7) In the event of the grantee refusing to remove the buildings when so directed under clause (5)(c), the Government may remove them and realise the cost of the removal by the sale of the materials.

(8) In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected, or other works that may have been executed on the land by the grantee at its cost.

(By Order of the Governor in Council)

D.N.Strathie,

Ag.Secretary to Government.

To the Board of Revenue, Land Revenue and Settlement.
To the Local Self Government Department.

L.S.(L.R)

Forwarded
(By Order)

K.2655-Q (M.25cf)
K.3961-A (M.30-31cf)
Res (Mis) 2700/28

Communicated to the Collr of S.Kanara.

S. Raghavaiya 9.8.28.

Superintendent

Mr 1 & 2 cf
Mr 7 & 8 cf
Mr 15 & 16 cf

Alienation – Land & Revenue.
(Kanara South) – Coondapur Tk.
Kermanyeshwar village – S. no. 126
4·18 acres – Travellers' Bungalow
Dt Bd, South Kanara.

C. 9097-27

Bd's Refe. 9097-27-1928-S-27
B. 2696-28.

To Asstt Secy

The Collector's letters at pages 1 and 15 cf are for perusal.

p1 cf

2. The site in question has been registered in the accounts as bungalow poramboke. There is a building on it. Both the site & the building have been in the possession of the Dt Board for over 30 years. The Dt Board has been collecting rent from the travellers & the rent has been credited to the Board. The Collr now proposes to alienate both land & revenue formally to the Dt. Board. The omission on the part of the revenue authorities to get the land alienated to the

p15 cf

2 cf

Dt. Bd so far is explained as due to the registry of the land as bungalow paramboke at the settlement. In the circumstances the alienation of land may be recommended to Govt

p 15 cf

3/ As regards the alienation of land revenue it will be seen that the Dt. Board has been deriving income from the building in the shape of rent from travellers. The Dt. Board would be entitled to exemption from payment of land revenue only if it does not derive any net income from the rent collected from the travellers. The Coll's report is silent on this point. The Coll may be asked to ~~report~~ furnish statistics as to the receipts in the shape of rent collected from the travellers in the past 5 years and as to the amount expended by the Dt Bd in each year on account of the maintenance of the building.

p 15 cf

vide note (2) to B.S.O. 24 - 12 revenue p 75, Vol I

4/ The book value of the buildings together with the outhouses is estimated at Rs 7500/. The Colr says that the buildings were not erected by the Govt. He does not say who constructed them and how the land was registered as paramboke. He may be asked to report on these points.

5/ The Colr does not say whether the Dt. Bd is willing to pay the value of the buildings or whether the buildings also should be alienated to the Dt. Bd free of cost. The Dt. Bd. has agreed to abide by the usual conditions specified in B. S.O. 24-10 renumbered. If it is proposed to alienate the buildings to the Dt. Bd free of cost the consent of the Dt. Bd has to be obtained for the following conditions* also:-

a) The land & the buildings thereon shall be used for the purpose of the

* Govt. memo no 3676 A/27 of 5.12.27 not in another file.

travellers' bungalow & for no other purpose.

(b) The Dt Bd shall maintain the buildings in good condition - such repairs as the Collr may consider necessary from time to time shall be executed by the Dt. Bd within such time as the Collr may fix and to his satisfaction - In the event of default the repairs will be carried out by the Collr & the cost thereof recovered from the Dt Bd.

(c) No alterations other than those necessary to keep the building in good condition shall be made to the existing buildings nor shall any new buildings be erected on the site without the previous permission of the Collr. The grant shall be liable to forfeiture without compensation if buildings are erected

on the land in contravention of this condition.

(d) The Govt. may resume the land wholly or in part with any buildings thereon, in the event of the infringement of any of the conditions of the gran or if in the opinion of the Gov the land is required for a public purpose, or for conductin mining operations or if the buildings are not maintained properly

(e) In the event of such resumption, if there are buildin on the land erected by the grantee in accordance with clause (c) above the Govt ma at their option, either

(i) purchase the buildin or

(ii) allow the grantee to purchase the land at its valu on the date of sale, or

(iii) direct the grantee to remove the buildings so erected. But no compensa tion shall be paid by a

Govt in respect of the buildings
now standing on the
land.

(f) In the event of the
voluntary relinquishment of
the land by the grantee no
compensation shall be payable
for any improvements that may
have been effected, or other works
that may have been executed
on the land by the grantee at
his cost.

(g) In the event of the
grantee refusing to remove the
buildings when so required
by clause (e) (iii) above, the Govt
may remove them and realise
the cost of removal by the
sale of the materials.
For orders whether the Coll^r may
be asked to obtain the consent
of the Pt. Bd for the above
mentioned conditions.

K. Ramaswami
23.3.28

The collector may be requested
to obtain the consent of the
Pt. Board for the above conditions

and also to submit a report on the points raised in paras 3, 4 and 5 of the above note.

pp. 2-3 above

L
28.3.25.

Section A

B
27.3.25 I think perhaps the above procedure is needless embarrassment. What is the position of cases in Dr. Bd. T.B. Purposes ~~Special~~ administration in these cases? It seems futile to talk about the value of the building when it belongs to the Dr. Bd. & appears the Local Government Board has sanctioned for 20 years already.

sew
25.3

To AS(R)

Reference Secretary's minute above

A This procedure is usually followed in cases where buildings are claimed in favour of local boards

B BP Min 2335 of 3.10.24 and BP Min 4338 of 19.11.1924

are put up.

C/ The Collector states that the buildings were not erected by Govt He does not say who constructed them. ~~there~~ From the information so far available there is nothing to show that the buildings belong to the District Boards. It is probable that the Cantonments and the buildings might have been private properties and might have come into the possession of Govt by escheat. As it is not definitely known how the buildings came into the possession of the District Boards it is proposed to call for a detailed report from the Collector as suggested in para 4 (a) of P.S.R.T.

D/ The observation

made by Secretary to is correct. It is only a formal elimination that is proposed in this case. Draft orders

EKS
24
4.
B
4-4-28

4.4.28.
All right. Get the report
now
11/4

To A.S.

Draft submitted.

KB
4/4
B
16.4.28

17.4.28.

PP. 17-20 cf.

Boards Refce of 17.4.28 - Issues

M I.
S
I. S. (L.R.)

PP. 25-26 cf.

Collrs letter of 30.6.28

To A.S.(L.R.)

Please see Boards Refce at PP. 17-20 cf and the Collrs reply thereto

P. 25 cf.

From the statistics furnished by the Collr showing the income and expenditure of the T.B. for the past 5 years it is seen that the Dt Board has not derived any net income from the rent collected from the travellers. The Dt Board

therefore entitled to exemption from payment of land revenue. For orders whether the alienation of land-revenue also may be recommended to Govt

may be recommended
12.7.28.
P. 26 cf.

The District Board wants the buildings also to be alienated to it free of cost and has agreed to & abide by the addl. Conditions laid down in the Boards' reference read above ~~It is for orders whether~~ the alienation of the buildings also to the Dt Board, free of cost may be recommended to Govt

12.7.28.

16/7

For orders

R. Balasubramaniam.
9.7.28.

B
11.7.28

To A.S. (L.R)

Draft submitted.

19.7.28

B
24.7.28